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Of Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
EUGENE DIVISION

LEEP, INC., an Oregon corporation,.

Plaintiff,

v.

JOHN NORDSTROM, an individual,
AMERICAP CO., L.P., AMERICAP
TWO, and AMERICAP THREE

Defendants.

Case No.: 6:20-cv-01673-MC

JOINT STATUS REPORT FOR
JUDGE MCSHANE

Counsel for Plaintiff, LEEP, Inc. certifies that counsel for Plaintiff and counsel for Defendant have conferred in good faith and counsel for the parties agree that the report set forth in the following paragraphs accurately sets forth the status of the case.

THE STATUS REPORT

Plaintiff is working on preparing and serving interrogatories and document demands on the defendant. It will also be issuing a subpoena on the successor bank of American Charter Bank in Illinois. Once responses to the discovery demands are received, additional subpoenas may be issued.

Counsel for plaintiff, Richard D. Gaines, is in the midst of treatments for medical issues he has. He has had three surgeries in April, May and June of this year and completed four months of chemotherapy in mid September. He will have two additional surgeries to be scheduled between now and the end of the year. The first surgery will not be scheduled until the doctors get the results of a procedure that will take place on October 16. Until the surgeries are scheduled, it will not be possible to develop a discovery schedule that includes depositions. The recovery time for the first surgery is expected to be 4-6 weeks and the recovery time for the second surgery is expected to be 3 to 4 weeks. During these recovery periods, Mr. Gaines will not be able to travel for depositions. However, he does expect to be able to carry out all other aspects of the discovery process during these recovery periods.

The parties anticipate learning more about the projected scope of discovery after plaintiff receives responses to its initial discovery requests. Both the scope of discovery and Mr. Gaines' surgery and recovery schedule should become more definite in the next two months. Accordingly, in addition to conducting initial discovery, the parties plan to confer in 60 days to get a better idea of the scope of the remaining discovery and a workable timeline for depositions.

Dated: October 12, 2023

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CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing Status Report on all counsel and parties of record by electronic means through the Court's Case Management/Electronic Case File System on the date set forth below.

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DATED: October 12, 2023

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